

# PATENT COOPERATION TREATY

## PCT

### INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference 40135146	<b>FOR FURTHER ACTION</b>	see Notification of Transmittal of International Search Report (Form PCT/ISA/220) as well as, where applicable, item 5 below.
International application No. PCT/AU 99/00665	International filing date ( <i>day/month/year</i> ) 16 August 1999	(Earliest) Priority Date ( <i>day/month/year</i> ) 14 August 1998
<b>Applicant</b> The Lions Eye Institute of Western Australia Inc.		

This international search report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This international search report consists of a total of 6 sheets.

It is also accompanied by a copy of each prior art document cited in this report.

**1. Basis of the report**

a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

the international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international search was carried out on the basis of the sequence listing:

contained in the international application in written form.

filed together with the international application in computer readable form.

furnished subsequently to this Authority in written form.

furnished subsequently to this Authority in computer readable form.

the statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.

the statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished

2.  Certain claims were found unsearchable (See Box I).

3.  Unity of invention is lacking (See Box II).

4. With regard to the title,  the text is approved as submitted by the applicant.

the text has been established by this Authority to read as follows:

5. With regard to the abstract,  the text is approved as submitted by the applicant

the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box III.  
The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. The figure of the drawings to be published with the abstract is Figure No. 1

as suggested by the applicant.

None of the figures

because the applicant failed to suggest a figure

because this figure better characterizes the invention

## INTERNATIONAL SEARCH REPORT

International application No.

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**Box 1 Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)**

This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:

1.  Claims Nos.:  
because they relate to subject matter not required to be searched by this Authority, namely:
  
  
  
  
  
2.  Claims Nos.:  
because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:
  
  
  
  
  
3.  Claims Nos.:  
because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a)

**Box II Observations where unity of invention is lacking (Continuation of item 2 of first sheet)**

This International Searching Authority found multiple inventions in this international application, as follows:

1. Claims 1-20 directed to a fixation target with at least one elongate component for limiting the rotation of the ocular globe of an eye.
2. Claims 21-41 directed to an apparatus for supplying visual feedback to an operator during refractive surgery of an eye.
  
  
  
  
  
1.  As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims
2.  As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.
3.  As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:
  
  
  
  
  
4.  No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:

**Remark on Protest**


The additional search fees were accompanied by the applicant's protest.

No protest accompanied the payment of additional search fees.

## INTERNATIONAL SEARCH REPORT

International application No.

PCT/AU 99/00665

## A. CLASSIFICATION OF SUBJECT MATTER

Int Cl<sup>6</sup>: A61B 3/02 A61F 9/007

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

## KEYWORDS

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

WPAT

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 4993825 A (ABE et al.) 19 February 1991 figure 3; column 2, lines 34-57 as above	1-20, 40-41 23,35
Y	US 5549597 A (SHIMMICK et al.) 27 August 1996 abstract; figures 1,5,10; column 5, line 53 - column 6, line 4; column 6, line 58 - column 7, line 15 as above	1,2,11,12,14,15 23,35
X,D	US 4536065 (SHEINGORN) 20 August 1985 figure 1; claims as above	
Y		
X		1-4,14-16
Y		23,35

 Further documents are listed in the continuation of Box C See patent family annex

* Special categories of cited documents:	
"A" document defining the general state of the art which is not considered to be of particular relevance	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"E" earlier application or patent but published on or after the international filing date	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"O" document referring to an oral disclosure, use, exhibition or other means	"&" document member of the same patent family
"P" document published prior to the international filing date but later than the priority date claimed	

Date of the actual completion of the international search  
24 September 1999Date of mailing of the international search report  
- 7 OCT 1999Name and mailing address of the ISA/AU  
AUSTRALIAN PATENT OFFICE  
PO BOX 200  
WODEN ACT 2606  
AUSTRALIA  
Facsimile No.: (02) 6285 3929Authorized officer  
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## INTERNATIONAL SEARCH REPORT

International application No.

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C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X Y	EP 164981 A (THE UNIVERSITY COURT OF THE UNIVERSITY OF GLASGOW) 18 December 1985 abstract; figure 1 as above	1-4,14-16 23,35
X,D	US 5135299 A (KITAJIMA et al.) 4 August 1992 abstract; figures; column 4, line 65- column 5, line 22	21,22,24-27, 29-34,36, 38-41 23,35
Y	as above	
X,D	US 4870964 A (BAILEY, Jr. et al.) 3 October 1989 whole document	21,22,24-27 29-34,36, 38-41 23,35
Y	as above	
Y	US 4678297 A (ISHIKAWA et al.) 7 July 1987 column 5, lines 29-31; claim 9	28,37
Y	WO 98/00078 A (LIFE SCIENCE RESOURCES LTD) 8 January 1998 claims 5-7	28,37

# INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No.  
PCT/AU 99/00665

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report			Patent Family Member
US	4993825	JP	2150202
EP	164981	US	4737024
US	5135299	JP	3185416

END OF ANNEX